IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.586 OF 2005

M.V. Govindan. .. .. .. Petitioner
v/s.
Authority under Payment of Gratuity Act, 1972 & ors. .. .. .. Respondents

Ms.Sonal i/by Mr.A.K. Bakshi for petitioner.

Mr.P.M.Mokashi, AGP for res.No.1.

CORAM : H.L. GOKHALE &
S.C.DHARMADHKARI, JJ.

DATED : 17TH MARCH 2005

P.C. :

1. Heard Ms.Sonal in support of this petition. Mr.Mokashi, AGP appears for respondent No.1. An affidavit of proving service on respondent No.2 is already filed on behalf of the petitioner. Nobody appears for respondent No.2.

2. The prayer in this petition is that the claims of the employees whose names are mentioned at Exhibit ‘A’ to the petition may be determined by respondent No.1-Payment of Gratuity Authority. From Exhibit ‘A’ to the petition, it is seen that these claims are filed sometimes from 2002 to

2003. Ms.Sonal appearing for the petitioner states that those claims are not decided as yet. Mr.Mokashi, AGP appearing for respondent No.1, states that perhaps the State Government may not be the appropriate Government. Even so what is expected of respondent No.1 is to issue notice to respondent No.2 and thereafter, on obtaining the say of respondent No.2, to decide the application which is filed before it.

3. We direct respondent No.1 to decide the application expeditiously and preferably within three months from the receipt of this order.

4. Petition is disposed of in the above terms.

(H.L. GOKHALE, J.)

(S.C.DHARMADHIKARI, J.)